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FLEIT, KAIN

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16152 U.S.P.T.O.

EXPRESS MAIL LABEL NO: EV343426496US

ATTORNEY DOCKET NO: YOR9-2000-0571-US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:
Prior Application: 09/711,269Class:
Examiner: M. PadgettSubclass:
Art Unit: 1762Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-145017548 U.S.P.T.O.
10/698884
10/31/03

Dear Sir:

This is a request for filing a:
 continuation application
 divisional application

pursuant to 37 C.F.R. § 1.53, of pending prior application Serial No. 09/711,269, filed November 13, 2000, for the invention entitled "METHOD AND APPARATUS FOR PERFORMING LASER CVD" by inventors Richard A. Haight, Peter P. Longo, and Alfred Wagner.

1. Enclosed are a specification, drawings, and a copy of the executed declaration as originally filed. No new matter has been added.
2. The filing fee is calculated below (see also paragraph 5 below):

		SMALL ENTITY			LARGE ENTITY	
Claims After Amendment	Number Filed	Number Extra	Rate		Rate	
Total Claims	25	- 20 =	5	x \$ 9 =	\$	x \$ 18 =
Independent	2	- 3 =	0	x \$ 43 =	\$	x \$ 86 =
Basic Fee			Small Entity = \$385			770
Large Entity = \$770			\$			
Multiple Dependent Claims			+ \$150 =	\$	+ \$290 =	
Assignment Recording Fee			+ \$40 =	\$	+ \$40 =	
TOTAL FEE DUE =				\$		\$860

3. The Commissioner is hereby authorized to charge the filing fee in the amount of \$860.00 to Deposit Account No. 50-1556.
4. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1556.
5. Cancel in this application original claims of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

6. Related Application Data and Incorporation by Reference: This is a continuation of application Serial No. 09/711,269, filed November 13, 2000. The entire disclosure of prior application Serial No. 09/711,269 is herein incorporated by reference.

7. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application.

8. The prior application is assigned of record to: INTERNATIONAL BUSINESS MACHINES CORPORATION.

9. Assignee information pursuant to 37 C.F.R. § 1.76:
ASSIGNEE NAME: INTERNATIONAL BUSINESS MACHINES CORPORATION
ASSIGNEE RESIDENCE: ARMONK, NEW YORK

10. The power of attorney and the associate power of attorney appear in the original papers in the prior application (copy enclosed).

11. Enclosed is a Form PTO-1449 listing all of the references cited by both the Examiner and Applicants during prosecution of the prior application.

12. The statement of Small Entity Status filed in the prior application is still proper.

13. A Preliminary Amendment is enclosed.

14. Direct all correspondence to Customer Number 23334.

Respectfully submitted,

Date: 10/31/03
By: 

Stephen Bongini
Registration No. 40,917
Attorney for Applicants

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PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Atty Docket: YOR9-2000-0571-US2
Richard A. HAIGHT *et al.* : APPLICATIONS BRANCH
Serial No. (not yet assigned) :
Filed: HEREWITH :
:

For: **METHOD AND APPARATUS FOR PERFORMING LASER CVD**

CERTIFICATE OF EXPRESS MAIL MAILING

"Express Mail" Mailing Label No. **EV343426496US**

Date of Deposit: **October 31, 2003**

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

I hereby certify that

- Request for Filing of Continued Application
- Specification, Claims, Abstract
- 1 set of 8 sheets of drawings
- Copy of Declaration and Power of Attorney
- Copy of Associate Power of Attorney
- Form PTO-1449
- Return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to:

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

10/31/03
Date of Deposit

Karen Taragowski
Name of person mailing papers

Karen Taragowski
Signature